

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 247 be recommitted to a Committee of One, its author, with specific instructions to amend as follows:

- 1 Page 1, delete lines 1 through 10, begin a new paragraph and insert:
- 2 "SECTION 1. IC 4-13.6-3-3, AS AMENDED BY HEA 1040-2006,
- 3 SECTION 65, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2006]: Sec. 3. (a) There is established a
- 5 certification board. The following persons shall serve on the
- 6 certification board:
- 7 ~~(1) The state fire marshal or the state fire marshal's designee.~~
- 8 ~~(2) (1) The chief engineer of the department of natural resources.~~
- 9 ~~(3) (2) The director.~~
- 10 **(3) The building law compliance officer of the department of**
- 11 **homeland security.**
- 12 (b) The board shall administer IC 4-13.6-4."
- 13 Page 2, line 5, delete "." and insert ", **including terrorist activity.**".
- 14 Page 10, line 28, delete "following" and insert "~~following~~".
- 15 Page 11, between lines 38 and 39, begin a new paragraph and insert:
- 16 "SECTION 16. IC 10-19-1-2.3 IS ADDED TO THE INDIANA
- 17 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 18 [EFFECTIVE JULY 1, 2006]: **Sec. 2.3. "Criminal intelligence**
- 19 **information" has the meaning set forth in IC 5-2-4-1.**"
- 20 Page 12, delete lines 1 through 9.
- 21 Page 13, between lines 29 and 30, begin a new paragraph and insert:
- 22 "**Sec. 1. As used in this chapter, "collect" means to solicit or**
- 23 **receive.**"
- 24 Page 13, line 30, delete "1." and insert "2."

- 1 Page 13, between lines 30 and 31, begin a new line block indented
- 2 and insert:
- 3 **"(1) collect;"**.
- 4 Page 13, line 31, delete "(1)" and insert **"(2)"**.
- 5 Page 13, line 32, delete "(2)" and insert **"(3)"**.
- 6 Page 13, line 33, delete "(3)" and insert **"(4)"**.
- 7 Page 13, line 34, delete "(4)" and insert **"(5)"**.
- 8 Page 13, line 35, delete "(5)" and insert **"(6)"**.
- 9 Page 13, line 36, before "intelligence" insert **"criminal"**.
- 10 Page 13, line 37, after "agencies" insert **"and private**
- 11 **organizations"**.
- 12 Page 13, line 38, delete "." and insert **"in compliance with**
- 13 **applicable state and federal laws and regulations, including 28 CFR**
- 14 **23."**.
- 15 Page 13, line 39, delete "2." and insert **"3."**.
- 16 Page 13, line 42, delete "and".
- 17 Page 14, line 1, delete "any agency of".
- 18 Page 14, line 1, delete "." and insert **"agencies; and**
- 19 **(3) private organizations;**
- 20 **subject to applicable state and federal laws and regulations,**
- 21 **including 28 CFR 23.**
- 22 **Sec. 4. The Indiana intelligence fusion center may collect**
- 23 **criminal intelligence information only if:**
- 24 **(1) reasonable suspicion exists that the subject of the criminal**
- 25 **intelligence information is involved with or has knowledge of**
- 26 **possible criminal or terrorist activity; and**
- 27 **(2) the criminal intelligence information is relevant to the**
- 28 **criminal or terrorist activity."**.
- 29 Page 14, line 27, after "that" delete "it".
- 30 Page 18, line 22, delete "[EFFECTIVE JULY 1, 2005]:" and insert
- 31 **"[EFFECTIVE JULY 1, 2006]:"**.
- 32 Page 23, line 15, delete ", at its discretion,".
- 33 Page 23, between lines 19 and 20, begin a new line blocked left and
- 34 insert:
- 35 **"However, all personnel file information shall be made available to**
- 36 **an affected member or the member's representative."**.

- 1 Page 23, line 21, after "information" insert "**contained in files**
- 2 **described in subsection (a)**".
- 3 Page 23, delete lines 32 through 33.
- 4 Page 24, after line 11, begin a new paragraph and insert:
- 5 "**SECTION 41. An emergency is declared for this act.**".
- 6 Renumber all SECTIONS consecutively.
(Reference is to ESB 247 as reprinted February 22, 2006.)

Representative Ruppel

Adopted

Rejected

COMMITTEE REPORT

MR. SPEAKER:

Your Committee of One, to which was referred Engrossed Senate Bill 247, begs leave to report that said bill has been amended as directed.

Representative Ruppel